

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
MARCH 12, 2012 – SPECIAL AND REGULAR SESSION**

SPECIAL SESSION

The Board of Island County Commissioners met in Special Session on March 12, 2012 beginning at 9:00 a.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6th Street, Coupeville, Washington. Helen Price Johnson, Chair, Kelly Emerson, Member, and Angie Homola, Member were present.

Note: To view the video recording of this meeting, go to the County's [website](#) or directly to [the video](#).

The Board met in Special Session to consider adoption of Ordinance C-19-12 or Ordinance C-20-12 In the Matter of Revision of Ordinance C-148-09, Special Assessments for the Whidbey Island Conservation District and Snohomish Conservation District. Proposed Ordinance C-19-12 would revise Island County Ordinance C-148-09 beginning with the year 2012 assessment and for the remainder of the original 10-year assessment term, to conform with the requirement that special assessments be based upon a \$5.00 flat rate plus an additional per acre assessment set at five cents per acre. Proposed Ordinance C-20-12 would set the same special assessment rate as Ordinance C-19-12, but would reduce the number of years of the assessment term to end in 2014.

David Jamieson, Jr., Chief Civil Deputy Prosecuting Attorney, commented on the history of Ordinance C-148-09 and the two proposed ordinances. He indicated that in 2009 the Board, at the request of the Whidbey Island Conservation District and Snohomish Conservation District, adopted an assessment of all assessed properties for conservation of natural resources. Ordinance C-148-09 established an assessment flat rate of \$5.00 per parcel and zero cents per acre. Adoption of Ordinance C-148-09 followed a Court of Appeals case, *James R. Cary, et al. v. Mason Conservation District and Mason County*, wherein the Court of Appeals approved the method of assessment. In the meantime the *Carey* case went to the Supreme Court and in February 2012, the Supreme Court said that assessing a zero cents per acre assessment, in addition to the flat fee, was invalid and violated statutory authorization. The County therefore would need to impose an assessment that would include a per acre assessment. The two proposed ordinances were prepared by Mr. Jamieson at the request of the Board, based on the original recommendation of the two Conservation Districts covering Island County, to assess an additional \$0.05 per acre assessment.

Public Comment:

(Attendance sheets, comments via email, and handouts on file with the Clerk of the Board)

- Karen Bishop
- Bobbi Lindemulder, Snohomish Conservation District
- Barbara Brock, Water Resources Advisory Committee
- Julius Budos, Water Resources Advisory Committee
- Larry Bach
- Rufus Rose
- Jack Tingstad
- Al Williams
- Chris Williams

Public comment closed.

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ACTION TAKEN:

Motion by Commissioner Emerson to adopt Ordinance C-20-12 Special Assessments for the Whidbey Island Conservation District and Snohomish Conservation District. Motion died for lack of a second.

ACTION TAKEN:

Motion by Commissioner Price Johnson to adopt Ordinance C-19-12 Special Assessments for the Whidbey Island Conservation District and Snohomish Conservation District, second by Commissioner Homola. Motion carried 2-1 (Commissioner Emerson opposed)

Special Session adjourned at 9:50 a.m.

REGULAR SESSION

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on March 12, 2012 beginning at 10:00 a.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6th Street, Coupeville, Washington. Helen Price Johnson, Chair, Kelly Emerson, Member, and Angie Homola, Member were present. The meeting began with the Pledge of Allegiance.

Note: To view the video recording of this meeting, go to the County's [website](#) or directly to [the video](#). If you are interested only in a specific topic, click on the timestamp located on [the agenda](#) for that particular issue to hear the discussion.

PUBLIC INPUT OR COMMENTS

No comment

CONSENT AGENDA

[Documents on file with the Clerk of the Board]

Pre-audited bills: \$467,548.17

Vouchers: \$722,220.29

Electronic funds transfers: \$192,303.99

Payroll: \$556,258.64

Minutes: Work Sessions – 1/4, 1/11, 2/1, 2/8/2012

Special Sessions – 1/6, 1/17/2012

Regular Sessions – 1/9, 2/6, 2/13/2012

Special/Regular Sessions – 1/23/2012

Commissioners

Resolution C-25-12 Certification of the Island County Personal Property Inventory for 2011

Emergency Management

Resolution C-26-12 (DEM-03-12) In the Matter of Board of County Commissioners Ending County Proclamation of Emergency for Chapman Road. The repair and stabilization work has since been completed

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GSA-Motor Pool

Purchase Order No. 8885 –SIREN NET-McLoughlin & Eardley Corp – The purchase of emergency equipment and associated hardware to be installed in three recently purchased Island County Sheriff's vehicles. State Contract No. 03908; Amount: \$10,869.98 (incl. WSST) (RM-GSA-12-0052)

Human Resources -Personnel Action Authorizations

None presented

Human Services

Contracts to provide short term mental health counseling services:

- Sarri Gilman, Contract No. HS-04-12; Amount: \$5,000 (RM-HS-12-0058)
- Susan Yorton, Contract Amendment No. HS-05-11(1); Amount: \$5,000 (RM-HS-12-0032)
- Jay Shapiro, Contract Amendment No. HS-10-11(1); Amount: \$-0- (Rate modification only, no change in total contract amount) (RM-HS-12-0030)
- Lena Swanson, Contract Amendment No. HS-08-11(2); Amount: \$-0- (Rate modification only, no change in total contract amount) (RM-HS-12-0031)
- Skagit County Public Hospital District No. 2, dba Island Hospital, Contract Amendment No. HS-48-11(1); Amount: \$-0- (Rate modification only, no change in total contract amount) (RM-HS-12-0026)

Public Health

Contract Collection Agreement with Whidbey Island Bank for On-Site Repair Financial Assistance Program (Kenworthy)

Public Works - Solid Waste

Contract – Yard & Storm Debris Grinding & Removal; Whidbey Topsoils, Inc.; Expiration: March 14, 2015 with option for two extensions of two years each (RM-SW-12-0055)

WSU Extension

- Services Agreement with Dan Pedersen. This agreement provides services for the Communications Manager of the Island County Marine Resources Committee and is funded through MRC Grant Agreement No. G1200287 between the WA State Department of Ecology and Island County for the Northwest Straits Project: Marine Resources Committee Administration. Amount \$6,450 (RM-WSU-12-0025)
- Services Agreement with Porter Group LLC. This agreement provides services for the Executive Director of the Island County Marine Resources Committee and is funded through MRC Grant Agreement No. G1200287 between the WA State Department of Ecology and Island County for the Northwest Straits Project: Marine Resources Committee Administration. Amount \$9,870 (RM-WSU-12-0024)

ACTION TAKEN:

Motion by Commissioner Homola, second by Commissioner Emerson, to approve the Consent Agenda as presented. Motion carried 3-0

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REGULAR AGENDA

[Documents on file with the Clerk of the Board]

Commissioners

Letter of Support for the continuation of the Wildlife Habitat Program effort and obtaining a Community Wildlife Habitat Certification for Island County

ACTION TAKEN:

Motion by Commissioner Homola to approve the Letter of Support for the continuation of the Wildlife Habitat Program effort and obtaining a Community Wildlife Habitat Certification for Island County, second by Commissioner Price Johnson. Motion carried 2-1 (Commissioner Emerson opposed)

Commissioners

Resolution C-27-12 Proclaiming March 16, 2012 as Lions Club Day

ACTION TAKEN:

Motion by Commissioner Emerson to adopt Resolution C-27-12 Proclaiming March 16, 2012 as Lions Club Day, second by Commissioner Homola. Motion carried 3-0

PUBLIC HEARINGS

[Documents on file with the Clerk of the Board]

Assessor

10:15 a.m. Public Hearing: Resolution C-16-12 Adopting the Island County Assessor Fee Schedule. The Assessor has recommended an adjustment to application fees to more accurately reflect the actual cost of providing services (Continued from February 27, 2012)

Mary Engle, Assessor, requested the Board consider approving the recommended adjustment to the application fee schedule.

Public Comment

None

Public comment closed.

ACTION TAKEN:

Motion by Commissioner Homola to adopt Resolution C-16-12 Adopting the Island County Assessor Fee Schedule, effective April 1, 2012, second by Commissioner Emerson. Motion carried 2-1 (Commissioner Emerson opposed)

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COMMISSIONERS COMMENTS & ANNOUNCEMENTS

Commissioner Homola

- Will attend next week the WA Counties Risk Pool Conference
- Just returned from the NACo Conference in Washington DC and later will provide a report from that conference
- Continues to have outreach to the City of Oak Harbor to join in its effort in Washington DC to advocate for issues within the City

Commissioner Emerson

- Also attended the NACo Conference in Washington DC
- Will attend tomorrow a WA Policy Center luncheon in Seattle
- Will attend Work Session on Wednesday from her Camano office so she can join in the Stanwood/Camano School Based Mental Health Program meeting that afternoon
- Attended a property rights group meeting in Tacoma over the weekend

Commissioner Price Johnson

- Thoughts and prayers to those in Grays Harbor County following the courthouse shooting. Staff is currently reviewing Island County's security policy
- Report from the WCIF/WCIP Committee Board Meeting attended last week in Pasco
- Request from the *Safe Ride Home Whidbey Island Group* for a letter of support from the Board

There being no further business to come before the Board the meeting adjourned at 10:34 a.m.
The Board will meet next in Regular Session on March 19, 2012 beginning at 10:00 a.m.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON

Helen Price Johnson, Chair

Kelly Emerson, Member

Angie Homola, Member

ATTEST:

Elaine Marlow, Clerk of the Board